

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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RUDOLF A. OETKER KG,

Plaintiff,

- against -

TONIQUE OIL SERVICES LTD,

Defendant.
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07 CV 7429 (GEL)

ECF CASE

NOTICE OF VOLUNTARY DISMISSAL

Please take notice, there having been no Answer filed by the Defendant that the above-captioned matter be and hereby is voluntarily dismissed without prejudice and without costs to any party pursuant to Federal Rule of Civil Procedure 41(a).

The case has settled and, therefore, the attachment is hereby vacated and all garnishee banks are directed to immediately release all funds attached pursuant to the Ex-Parte Order of Maritime Attachment issued herein.

Dated: March 7, 2008
New York, NY

The Plaintiff,
RUDOLF A. OETKER KG,

By: Charles E. Murphy
Charles E. Murphy (CM 2125)
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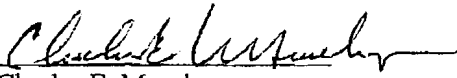
SO ORDERED

Gerard E. Lynch
GERARD E. LYNCH, U.S.D.J.

3/14/08

AFFIRMATION OF SERVICE

I hereby certify that on March 7, 2008 a copy of the foregoing Notice of Voluntary dismissal was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system or by mail to anyone unable to accept electronic filing. Parties may access this filing through the Court's CM/ECF system.

By: 
Charles E. Murphy